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In re Application of	:	
KVITNITSKY, et al.	:	
U.S. Application No.: 10/553,757	:	DECISION ON RENEWED
PCT No.: PCT/IL04/00343	:	
Int. Filing Date: 21 April 2004	:	PETITION UNDER
Priority Date: 21 April 2003	:	
Attorney Docket No.: KVITNITSKY1A	:	37 CFR 1.47(a)
For: STABILIZED DERIVATIVES OF ASCORBIC	:	
ACID	:	

This decision is in response to the applicant's "RENEWED PETITION UNDER 37 C.F.R. § 1.47(a)" filed 03 January 2007 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 31 October 2006, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.47(a) to accept the application without the signature of joint inventor Vladimir Babtsov. Applicant was afforded two months to file a renewed petition.

On 03 January 2007, applicant filed the renewed petition under 37 CFR 1.47(a) discussed herein. With 31 December 2006 being a Sunday and the USPTO being closed on both 01 and 02 January 2007, applicant's renewed petition is considered timely filed.

DISCUSSION

As detailed in the decision mailed 31 October 2006, a petition under 37 CFR 1.47(a) must be accompanied by (1) the fee under 37 CFR 1.17(g), (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the missing inventor, and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor. Applicant previously satisfied items 1 and 3.

With the filing of the present renewed petition and supporting documentation, applicant has satisfied all of the concerns raised in the decision of 31 October 2006 and it is proper to grant applicant's renewed petition at this time.

CONCLUSION

For the reasons discussed above, applicant's renewed petition under 37 CFR 1.47(a) is **GRANTED**.

The application has an international filing date of 21 April 2004 under 35 U.S.C. 363, and will be given a date of **03 January 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

As provided in 37 CFR 1.47(c), a notice of the filing of this application will be forwarded to the non-signing inventors at their last known addresses of record. A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being returned to the DO/EO/US for processing in accordance with this decision.



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